

DEC 21 2004

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PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

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EDWARD B. EVANS 1936-1971

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TO: Commissioner for PatentsFax No: 703/872-9306Pages (including cover page): 20Date: December 21, 2004FROM: Keith R. Haupt, Esq.  
Reg. No. 37,638

Re: This fax includes: Amendment Transmittal; Amendment

Serial No.:	10/698,288	Title:	TAPERED PIN FOR POURED CONCRETE
Filed:	October 31, 2003		WALL FORM PANELS
Group Art Unit:	3673	Conf. No.:	1620
Applicant:	Dallas E. Myers, James W. Jackson	Our Ref.:	POUR-23D

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Lisa L. Tucker 12/21/04  
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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Dallas E. Myers, James W. Jackson

Serial No.: 10/698,288

Examiner: M. Safavi

Filed: October 31, 2003

Group No.: 3635

For: TAPERED PIN FOR POURED CONCRETE WALL FORM PANELS

Conf. No.: 1620

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

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DEC 21 2004

AMENDMENT TRANSMITTAL

- Transmitted herewith is an amendment for this application.
- ☐ Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.  
☐ Enclosed is a verified statement to establish small entity status.  
☐ Other Than a Small Entity.
- The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY		LARGE ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee	Rate	Addit. Fee
TOTAL	*20	MINUS	**31	0	x 25	\$0	x50	\$
INDEP.	*5	MINUS	***5	0	x100	\$0	x200	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+180	\$	+360	\$
					TOTAL FEE	\$0	TOTAL FEE	\$

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest No. Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

☒ No additional fee for claims is required.

☐ Total fee for claims required \$\_\_\_\_\_.

4. Attached is a check in the sum of \$\_\_\_\_\_.  
\_\_\_\_\_ Please charge my Deposit Account No. 23-3000 in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is attached.
5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

- (a) \_\_\_\_\_ Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
_____ one month	\$ 120.00	\$ 60.00
_____ two months	\$ 450.00	\$ 225.00
_____ three months	\$1,020.00	\$ 510.00
_____ four months	\$1,590.00	\$ 795.00
_____ five months	\$2,160.00	\$1,080.00

Fee: \$\_\_\_\_\_

\_\_\_\_\_ Please charge my Deposit Account No. 23-3000 in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is attached.

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

\_\_\_\_\_ An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.


Extension fee due with this request \$\_\_\_\_\_.

OR (b)

X Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

X If any additional fee for claims or extension is required, charge Acct. No. 28-3000.

2700 Carew Tower  
Cincinnati, Ohio 45202  
(513) 241-2324

  
\_\_\_\_\_  
Signature of attorney

\_\_\_\_\_  
Keith R. Haupt  
Type name of Attorney

Reg. No. \_\_\_\_\_ 37,638 \_\_\_\_\_

**CERTIFICATE OF FACSIMILE TRANSMISSION**

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Lisa L. Tucker  
Lisa L. Tucker

12/21/04  
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CERTIFICATE OF FACSIMILE TRANSMISSION

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*Lisa L. Tucker* 12/21/04  
Lisa L. Tucker Date

Serial No.: 10/698,288  
Filed: October 31, 2003  
Art Unit: 3673  
Examiner: M. Safavi  
Applicant: Dallas E. Myers and James W. Jackson  
Title: TAPERED PIN FOR POURED CONCRETE WALL FORM PANELS  
Conf. No.: 1620

Cincinnati, Ohio 45202

December 21, 2004

Mail Stop Amendment  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AFTER FINAL AMENDMENT UNDER 37 CFR §1.116

Sir:

This is responsive to the final Office Action dated December 2, 2004.

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 4 of this paper.

**Remarks/Arguments** begin on page 13 of this paper.